

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1001 be amended to read as follows:

- 1 Page 33, line 42, delete ";" and insert "**before July 1, 2011**";.
- 2 Page 52, between lines 35 and 36, begin a new paragraph and insert:
- 3 "SECTION 59. IC 6-1.1-5.5-4.5 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4.5. (a) The fiscal
- 5 body of each county shall establish a sales disclosure fund. The county
- 6 auditor shall deposit into the fund the money received under section 4
- 7 of this chapter. Money in the sales disclosure fund may be expended
- 8 only for:
- 9 (1) administration of this chapter;
- 10 (2) verification of the information contained on a sales disclosure
- 11 form;
- 12 (3) training of assessing officials; or
- 13 (4) purchasing **before July 1, 2011**, computer software or
- 14 hardware for a property record system.
- 15 (b) The county fiscal body shall appropriate the money in the sales
- 16 disclosure fund for the purposes stated in subsection (a) based on
- 17 requests by assessing officials in the county."
- 18 Page 135, between lines 14 and 15, begin a new paragraph and
- 19 insert:
- 20 "SECTION 142. IC 6-1.1-31-1 IS AMENDED TO READ AS
- 21 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) The
- 22 department of local government finance shall do the following:
- 23 (1) Prescribe the property tax forms and returns which taxpayers
- 24 are to complete and on which the taxpayers' assessments will be

based.

(2) Prescribe the forms to be used to give taxpayers notice of assessment actions.

(3) Adopt rules concerning the assessment of tangible property.

(4) Develop specifications that prescribe state requirements for computer software and hardware to be used by counties for assessment purposes **before July 1, 2011**. The specifications developed under this subdivision apply only to computer software and hardware systems purchased for assessment purposes ~~after~~ **before July 1, 2011. State requirements for computer software and hardware after June 30, 2011, are governed by section 3.8 of this chapter.**

(5) Adopt rules establishing criteria for the revocation of a certification under IC 6-1.1-35.5-6.

(b) The department of local government finance may adopt rules that are related to property taxation or the duties or the procedures of the department.

(c) Rules of the state board of tax commissioners are for all purposes rules of the department of local government finance and the Indiana board until the department and the Indiana board adopt rules to repeal or supersede the rules of the state board of tax commissioners.

SECTION 143. IC 6-1.1-31-3.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3.7. The rules of the department must provide for the establishment of a uniform and common property tax management system for use until July 1, 2011, among all counties that includes a combined mass appraisal and county auditor system integrated with a county treasurer system.**

SECTION 144. IC 6-1.1-31-3.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3.8. (a) The department shall develop before July 1, 2011, a single property tax system that:**

(1) will be used after June 30, 2011, in each county for the administration of property taxes; and

(2) includes at least the following:

(A) Computer hardware.

(B) Assessment software.

(C) Tax and billing software.

(D) Property tax management systems.

(E) Computer services.

(b) After June 30, 2011:

(1) a political subdivision may not provide, through contract or otherwise, its own system that includes any of the components of the property tax system described in subsection (a)(2); and

(2) a professional appraiser that contracts under IC 6-1.1-4 for property assessment or reassessment purposes must use the property tax system described in subsection (a).

(c) The property tax system described in subsection (a) must:

(1) employ in each county the same components of the system described in subsection (a)(2);

(2) be compatible with the data export and transmission requirements in a standard format prescribed by the office of technology established by IC 4-13.1-2-1 and approved by the legislative services agency;

(3) be maintained in a manner that ensures prompt and accurate transfer of data to the department of local government finance and the legislative services agency; and

(4) have the capacity to do at least the following:

(A) Process and maintain assessment records.

(B) Process and maintain standardized property tax forms.

(C) Process and maintain standardized property assessment notices.

(D) Maintain complete and accurate assessment records for the county.

(E) Process and compute complete and accurate assessments in accordance with Indiana law.

(d) The department:

(1) shall pay for the property tax system described in subsection (a); and

(2) may contract with more than one (1) service provider to develop the property tax system described in subsection (a) if the providers conform to the requirement of subsection (c)(1).

(e) All information on the property tax system referred to in subsection (a) must be readily accessible to:

(1) township assessors;

(2) county assessors; and

(3) members of the county property tax assessment board of appeals."

Page 135, delete lines 39 through 42, begin a new paragraph and insert:

"SECTION 146. IC 6-1.1-31.5-2, AS AMENDED BY P.L.228-2005, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Subject to section 3.5(e) of this chapter, the department shall adopt rules under IC 4-22-2 to prescribe computer specification standards and for the certification of:

(1) computer software;

(2) software providers;

(3) computer service providers; and

(4) computer equipment providers.

(b) The rules of the department shall provide for:

- (1) the effective and efficient administration of assessment laws;
- (2) the prompt updating of assessment data;
- (3) the administration of information contained in the sales disclosure form, as required under IC 6-1.1-5.5; and
- (4) other information necessary to carry out the administration of the property tax assessment laws.

(c) ~~After December 31, 1998;~~ Subject to ~~section 3.5(e) of this chapter, IC 6-1.1-31-3.8,~~ a county may contract only for computer software and with software providers, computer service providers, and equipment providers that are certified by the department under the rules described in subsection (a).

~~(d) The initial rules under this section must be adopted under IC 4-22-2 before January 1, 1998.~~

SECTION 147. IC 6-1.1-31.5-5, AS AMENDED BY P.L.228-2005, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) The department may revoke a certification issued under section 2 of this chapter for at least three (3) years if it determines:

- (1) that information given by an applicant was false; or
- (2) the product, provider, or service certified does not meet the minimum requirements of the department.

(b) If a certification is revoked, any Indiana contract that the provider has is void and the contractor may not receive any additional funds under the contract.

(c) An individual at least eighteen (18) years of age who resides in Indiana and any corporation that satisfies the requirements of this chapter and the rules of the department may be certified as:

- (1) a software provider;
- (2) a service provider; or
- (3) a computer equipment provider;

under the system referred to in IC 6-1.1-31-3.7.

(d) A person may not sell, buy, trade, exchange, option, lease, or rent software, computer equipment, or service to a county under this chapter without a certification from the department.

(e) A contract for computer software, computer equipment, a computer operating program or computer system service providers under this chapter must contain a provision specifying that the contract is void if the provider's certification is revoked.

(f) The department may not limit the number of systems or providers certified by this chapter so long as the system or provider meets the specifications or standards of the department."

Delete page 136.

Page 137, delete lines 1 through 37.

Page 138, line 2, after "2." insert "(a)".

Page 138, line 4, after "(1)" insert "**Subject to subsection (b),**".

Page 138, line 4, delete "Compile" and insert "compile".

- 1 Page 138, line 17, after "(2)" insert "**Subject to subsection (b),**".
- 2 Page 138, line 17, delete "Make" and insert "make".
- 3 Page 138, between lines 30 and 31, begin a new paragraph and
- 4 insert:
- 5 "**(b) After June 30, 2011, the:**
- 6 **(1) data base referred to in subsection (a)(1); and**
- 7 **(2) software referred to in subsection (a)(2);**
- 8 **must conform to IC 6-1.1-31-3.8.**".
- 9 Page 244, line 7, after "PASSAGE]" insert "IC 6-1.1-31.5-3.5;".
- 10 Page 253, between lines 31 through 32, begin a new paragraph and
- 11 insert:
- 12 "**SECTION 256. [EFFECTIVE UPON PASSAGE] (a) After the**
- 13 **effective date of this SECTION, a county or township may not**
- 14 **enter into a contract for computer related services that conflicts**
- 15 **with the requirements of IC 6-1.1-31-3.8, as added by this act, if the**
- 16 **term of the contract would extend beyond June 30, 2011.**
- 17 **(b) Subsection (c) applies to a contract if:**
- 18 **(1) the contract was entered into before the effective date of**
- 19 **this SECTION by a county or township for computer related**
- 20 **services that conflict with the requirements of IC 6-1.1-31-3.8,**
- 21 **as added by this act; and**
- 22 **(2) the term of the contract extends beyond June 30, 2011.**
- 23 **(c) A contract referred to in subsection (b) is terminated on**
- 24 **June 30, 2011. To the extent that contract payments remain to be**
- 25 **made after June 30, 2011, the department of local government**
- 26 **finance shall:**
- 27 **(1) make the payments; or**
- 28 **(2) negotiate with the private contractor to satisfy the**
- 29 **remaining contractual obligation by making partial payments.**
- 30 **(d) This SECTION expires January 1, 2012."**
- 31 Renumber all SECTIONS consecutively.
(Reference is to HB 1001 as printed January 17, 2008.)

Representative Goodin